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UNITED STATES DISTRICT COURT
FOR THE CENTRAL DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

MATHEW R. BOWYER,

Defendant.

Case No. 8:24-cr-00080-JWH

PRELIMINARY ORDER OF FORFEITURE

1 Upon consideration of the application of Plaintiff United States
2 of America for a preliminary order of forfeiture pursuant to the
3 August 9, 2024, guilty plea to counts one, two, and three of the
4 Information entered by Defendant Mathew R. Bowyer ("Defendant"), and
5 good cause appearing thereon, it is hereby **ORDERED** as follows:

6 1. FORFEITABLE PROPERTY. For the reasons set out below, any
7 right, title, and interest of Defendant in the following described
8 property is hereby forfeited to the United States. The Court finds
9 that the Government has established the requisite nexus between the
10 Forfeitable Property and the offenses described in the Information,
11 which charges Defendant with operating an illegal gambling business,
12 transactional money laundering, and subscribing to false tax returns,
13 in violation of 18 U.S.C. §§ 1955 & 2(a), 18 U.S.C. §§ 1957 & 2(b),
14 and 26 U.S.C. § 7206(1). The Forfeitable Property is more
15 particularly described as:

16 a. \$257,923.00 in U.S. Currency seized on or about
17 October 5, 2023, from Defendant's residence; and

18 b. Casino chips with a value of approximately \$14,830.00,
19 seized on or about October 5, 2023, from Defendant's residence
20 (collectively, the "Forfeitable Property").

21 2. IMPLEMENTATION. Upon the entry of this Order, and pursuant
22 to Rule 32.2(b) (3) of the Federal Rules of Criminal Procedure and 21
23 U.S.C. § 853, the United States Attorney General (or a designee) is
24 authorized, to the extent it has not already done so, to seize the
25 Forfeitable Property.

26 3. Upon entry of this Order, the United States is further
27 authorized to conduct any discovery for the purpose of identifying,
28 locating, or disposing of the Forfeitable Property subject to

1 forfeiture pursuant to this Order, 21 U.S.C. § 853(m) and
2 Rule 32.2(b)(3) of the Federal Rules of Criminal Procedure. "Any
3 discovery" shall include all methods of discovery permitted under the
4 Federal Rules of Civil Procedure.

5 4. Upon the entry of this Order (and at any time in the future
6 after amendment of the applicable order of forfeiture in this
7 matter), the United States Attorney General (or a designee) is
8 authorized to commence any applicable proceeding to comply with
9 statutes governing third party rights, including giving notice of
10 this and any other Order affecting specific property. The following
11 paragraphs shall apply to any ancillary proceeding conducted in this
12 matter:

13 a. Pursuant to 21 U.S.C. § 853(n)(1) and Supplemental
14 Rule G(4)(a)(iv)(C) of the Supplemental Rules for Admiralty or
15 Maritime Claims and Asset Forfeiture Actions, the Government
16 shall forthwith publish for at least thirty (30) consecutive
17 days on an official Government website notice of this order and
18 any other Order affecting the Forfeitable Property, and notice
19 that any person, other than Defendant, having or claiming a
20 legal interest in the property must file a petition with the
21 Court within thirty (30) days of the publication of notice or
22 receipt of actual notice, whichever is earlier. The United
23 States shall also, to the extent practicable, provide written
24 notice to any person known to have an alleged interest in the
25 Forfeitable Property.

26 b. Any person other than Defendant asserting a legal
27 interest in the Forfeitable Property may, within thirty days of
28 the publication of notice or receipt of notice, whichever is

1 earlier, petition the court for a hearing without a jury to
2 adjudicate the validity of his or her alleged interest in the
3 property, and for an amendment of the order of forfeiture,
4 pursuant to 21 U.S.C. § 853(n) (2).

5 c. Any petition filed by a third party asserting an
6 interest in the Forfeitable Property shall be signed by the
7 petitioner under penalty of perjury and shall set forth the
8 nature and extent of the petitioner's right, title, or interest
9 in such property, the time and circumstances of the petitioner's
10 acquisition of the right, title, or interest in the property,
11 any additional facts supporting the petitioner's claim, and the
12 relief sought. 21 U.S.C. § 853(n) (3).

13 d. The United States shall have clear title to the
14 Forfeitable Property following the Court's disposition of all
15 third-party interests or, if no petitions are filed, following
16 the expiration of the period provided in 21 U.S.C. § 853(n) (2)
17 for the filing of third-party petitions.

18 5. Pursuant to Rule 32.2(b) (4) (A) of the Federal Rules of
19 Criminal Procedure, this Preliminary Order of Forfeiture shall become
20 final as to Defendant at sentencing and shall be made part of his
21 sentence and included in his judgment.

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6. The Court shall retain jurisdiction to enforce this Order, and to amend it as necessary, pursuant to Rule 32.2(e) of the Federal Rules of Criminal Procedure.

IT IS SO ORDERED.

October 23, 2024

DATE

HONORABLE JOHN W. HOLCOMB
UNITED STATES DISTRICT JUDGE